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AUG 23 2005

Technology Center 2100

In re Application of: Masahiro Matsuo)
Application No.: 09/699,402)
Filed: October 31, 2000)
For: NETWORK APPARATUS FOR)
ACCESSING SERVICES OVER A)
NETWORK)

DECISION ON PETITION
UNDER 37 CFR §1.181 FOR
SUPERVISORY REVIEW

This is a decision on the petition under 37 CFR 1.181 filed May 6, 2005 requesting withdrawal of the finality of the Office action mailed on April 8, 2005 and that a new Office action be issued with a new period for reply.

Applicant correctly points out that new grounds of rejection which were not necessitated by amendment were applied in the April 8, 2005 Office action. Accordingly, the action should have been designated as non-final.

The Petition is **GRANTED** to the extent that the finality of the April 8, 2005 action is withdrawn.

However, the relief requested - issuance of a new action and the setting of a new time period - is **denied**. Because the April 8, 2005 action is designated as non-final, Applicant's amendment of July 28, 2005 is entered as a matter of right.

The application is being forwarded to the Examiner for appropriate action.

Any inquiries with respect to this decision may be addressed to the undersigned at the number provided below.

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